

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

JUSTIN SHERWOOD, on behalf of )  
himself and all others similarly )  
situated, )  
 )  
Plaintiffs, )  
 )  
vs. )  
 )  
HORIZON ACTUARIAL )  
SERVICES, LLC, )  
 )  
Defendant. )

Case No. 1:22-CV-01495-ELR

**UNOPPOSED MOTION FOR  
PRELIMINARY APPROVAL OF  
CLASS ACTION SETTLEMENT**

Plaintiffs Justin Sherwood, Lindsey Quan, Tabatha Bedont f/k/a Tabatha Johnson, Greg Torrano, Jennifer Hill, Sia Moody, Anthony Ruiz, Alice Dodd, Frederick Lewis, Douglas Ackman, Ryan Evans, Amber Thomas, and Maria Chavez (“Plaintiffs”), by and through the undersigned counsel, hereby move this Court for an order pursuant to Rule 23(e) of the Federal Rules of Civil Procedure: (1) Preliminarily approving the proposed class action settlement with Defendant Horizon Actuarial Services, LLC (“Horizon”); (2) Certifying the Settlement Class; (3) Appointing Settlement Class Representatives and Class Counsel; (4) Approving Class Notice; (5) Scheduling a date for Final Approval; and (6) for such other and further relief as the Court deems just and proper. In support of this motion, Plaintiffs concurrently submit their Memorandum of Law In Support of Plaintiffs’ Unopposed

Motion; Exhibit 1, the Settlement Agreement and its Exhibits; Exhibit 2, the Joint Declaration of Co-Lead Counsel; and, a Proposed Order for Preliminary Approval of the Proposed Settlement.

Plaintiffs have negotiated a fair, adequate, and reasonable settlement that guarantees Settlement Class Members significant relief in the form of direct reimbursements for expenses incurred, time spent relevant to the Data Security Incident, cash compensation, and a *cy pres* reserve for the benefit of all class members. For these and the reasons set forth in the supporting Memorandum of Law, Plaintiffs respectfully request this Court grant their Motion for Preliminary Approval of Class Action Settlement.

Dated: September 20, 2023

Respectfully submitted,

**THE FINLEY FIRM, P.C.**

/s/ MaryBeth V. Gibson

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*Counsel for Plaintiffs and The Class*

### **CERTIFICATE OF SERVICE**

I certify that on September 20, 2023, I filed the foregoing **UNOPPOSED  
MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION  
SETTLEMENT** with the Clerk of Court using the CM/ECF system, which will  
automatically send e-mail notification of such filing to all counsel of record.

/s/ MaryBeth V. Gibson  
MaryBeth V. Gibson

**CERTIFICATE OF COMPLIANCE**

Pursuant to L.R. 7.1(D), the undersigned attorney hereby certifies that on this day the foregoing document was prepared in accordance with L.R. 5.1(C) using Times New Roman, 14 point font.

Dated: September 20, 2023.

/s/MaryBeth V. Gibson  
MaryBeth V. Gibson